

RECEIVED  
CENTRAL FAX CENTER

OCT 07 2005

GROSSMAN,TUCKER  
PERREAULT&PFLEGER,PLLC

Steven J. Grossman Ph.D. (NH)  
Teresa C. Tucker (NH)  
Donald J. Perreault (NH, MA)  
Edmund P. Pfleger (AZ)  
Scott R. Faber (PA)  
Kevin J. Carroll (NH, MA)  
Jeffrey T. Placker (MA)  
Richard Rhodes -Patent Agent  
Brian J. Colandreo

55 South Commercial St.  
Manchester NH 03101  
U S A  
Voice: 603-668-6560  
Telefax: 603-668-2970  
Web: GTPP.com

## FACSIMILE TRANSMITTAL SHEET

**DELIVER THE FOLLOWING PAGES TO:**

NAME: Attorney Charlema Grant

DATE: October 7, 2005

FIRM: USPTO  
Art Unit 2862

FROM: Jeffrey T. Placker

PHONE NO:

OUR REF: PCC115

FAX NO: 571-273-8300

YOUR REF: Serial No. 10/627,407

NUMBER OF PAGES INCLUDING COVER SHEET: 6

- ☐ For your information      ☐ Please phone upon receipt  
☐ Please acknowledge receipt      ☐  
☐ Original will be sent by:  
☐ First Class Mail      ☐ Overnight Mail      ☐ Hand Delivery

[X] This will be the only form of delivery of transmitted document.

Enclosed:

- Request for Reconsideration of Petition for Unintentionally Delayed Claim (2 pgs)
- Substitute Preliminary Amendment (3 pgs)

**CONFIDENTIALITY NOTICE**

This facsimile is intended ONLY for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this information is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any disclosure, copying, distribution, destruction or taking any action on the contents of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original facsimile to us at the above address via the U.S. postal service. Thank you.

OCT 07 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 10/627,407  
For : Angular Positioning Sensing System and Method  
Applicant : Poirier et al.  
Filed : July 25, 2003  
Art Unit : 2862  
Examiner : David M. Schindler

Docket : PCC115  
Customer No. : 32047

Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Attn: Attorney Charlema Grant  
Via Fax 571-273-8300

**CERTIFICATE OF FACSIMILE TRANSMISSION**  
I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office, Attn. Attorney Charlema Grant, at fax number (571) 273-8300 on October 7, 2005.

By April Davis  
April Davis

**REQUEST FOR RECONSIDERATION OF PETITION FOR**  
**UNINTENTIONALLY DELAYED BENEFIT CLAIM**

Sir:

This paper is in response to the decision mailed September 1, 2005, on the petition under 37 C.F.R. 1.78(a)(3). A substitute preliminary amendment accompanies this paper.

The petition filed May 2, 2005 for entry of an unintentionally delayed benefit claim under 37 C.F.R. 1.78(a)(2) was dismissed because the accompanying amendment adding a reference to the prior-filed application was not acceptable due to a typographical error in the serial number of an application, the benefit of which was claimed. As indicated in the Decision, and confirmed in the telephonic interview on October 4, 2005, the petition would be allowable upon submission of a substitute amendment referencing the correct prior filed application. Accordingly, Applicants herein provide a Substitute Preliminary Amendment providing the necessary reference to the

USSN 10/627,407

Request for Reconsideration Of Petition dated October 7, 2005

Page 2 of 2

applications of which the benefit is claimed. In view of this submission and the accompanying substitute amendment, Applicants respectfully request that the petition for the entry of an unintentionally delayed benefit claim to prior-filed non-provisional patent application Serial No. 10/314,911 filed December 9, 2002 be granted.

As a final matter, Applicants would like to thank Attorney Grant for taking the time to conduct a telephonic interview with Applicants' representative.

No fees are believed necessitated by this request. However, in the event that any fees are required, please charge Deposit Account No. 50-2121 for any necessary extension fees. Please amend the above-identified application as follows:

Respectfully submitted,



Jeffrey T. Placker

Attorney for Applicants

Reg. No. 47,862

Grossman, Tucker, Perreault & Pfleger, PLLC

55 South Commercial Street

Manchester, NH 03101

Phone: (603)668-6560